G. R. S. [IX-5]

Previous references.

File No. 84-19

1919.

(64)

Serial Nos. 102

Later references.

P

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Two

Part B for Febry/1920.

SUBJECT.

Expenses for the temporary retention of non-criminal Lunatics to be borne by the District Magistrates Concerned.

Sl 2) To The Registrar, Chief Court, The D.G of Prisons, The Comptroller to Govt, & the District Magistrates of all districts.

No. G. 19976-86. Dt 28th February 1920.

Orders that the expenses shall be met out of the Contingent grant & requests that the D.G of Prisons & the Comptroller to take necessary steps to issue Correction Slips to the Jail manual & Account code accordingly

D 1250—GPL—30,000 26-1-19

B. Subba Rao
14/II 3/

6221

G. R. S. III—1] 1919.

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 84-19

FILE HEADING.

Expenses for the temporary detention of non-Criminal lunatics to be borne by the Magistrates Concerned.

From

The Registrar, the Chief Court of Mysore

R-O-C No. 11979-18-19 Dated the 13/16th Oct 19 Received on 17th Oct 19

Diary No. 6221	Enclos. Nil Spare Copies. Nil	Serial No. 1

BRIEF ABSTRACT OF LETTER.

States that 10 civil lunatics were confined in the Mysore Dist Jail under the orders of the City Magistrate, Mysore, for a during the months mentioned herein and that their feeding Charges were not paid and requests that Govt may pass a definite rule as to who should bear the Cost of maintaining civil lunatics, whether the Magr or Jail dept.

NOTES AND ORDERS.

1) Submitted for orders.

KR 29-10-19

2) Make print up Lunacy Regln & rules issued thereunder if any.

D. M. 5/11

3) Lunacy Regulation & rules issued thereunder are put up as per orders Supra

KR Submitted 11/11/19

Notes—First Sheet.

G. R S. III-2]

6221

General and Revenue Secretariat.

Ch File No. 84 of 1919.

Serial No.

4) If approved, a copy of the Registrar's letter may be forwarded with D.O. of Govt. of Punjab to the officials invited in the matter.

5) Submitted for orders

D. M. 24/11

2607 / 26-11-19

Member

6) The Financial Secretary's note is recalled

Sd/-

7/12

SECRETARIAT BRANCH 13 DEC 1919

13/12/19

7) For favour of opinion

D. M. 9/12

Sub sect)

The change may be met from the Judicial Budget as proposed by the Chief Court

Ch Secy) 13-1-20 15/1/20

Subd 16/1

Manager Govt. orders accordingly

D. M. 25/1

Subd. with a draft order accordingly

27-1-20

Subd. with a fair draft as revised

22 Jan 20

Please fair copy as draft as revised

D.M. 28/1

NOTE—Comm. sheet.

G. R. S. III-2]

General and Revenue Secretariat.

Ch File No. 87/1 6221 of 1919.

Serial No.	
	Draft order approved & submitted for Council. D. M. 14/2
4185 14.2.20	II Member approves. 14/2 15/2
	Issued D. M. 17/2
2	To The Registrar, Chief Court, The D.G. of Prisons, Comptroller to Govt., Distt. Magts. of all Districts No. G. 1997 6-8-6. Dt. 28th February 1920. Orders that the expenses for the detention of non-criminal Lunatics in the Jails shall be met by District Magistrates concerned out of their Contingent grants & he requests that the D.G. of Prisons & Comptr. to take necessary steps to issue correction slips to the Jail Manual & Mysore Account Code accordingly.
B. 253	

Received 1920

NOTE—Contn. sheet.

R. B. Cs 1197 of 18-19

6221/4

9 · 20

Chief Court of Mysore,
Bangalore, dated 13th October 1919.

84-19

From

G. Srinivasa Iyer Esq., B.A., M.L.,
Registrar of the
Chief Court of Mysore.

To

C. S. Balasundaram Iyer Esq., B.A.,
Chief Secretary to the Government of Mysore,
Bangalore.

Sir,

I am directed to state that the Inspector General of Prisons in Mysore brings to the notice of this Court that the City Magistrate, Mysore, under whose orders ten civil lunatics were confined in the Mysore District Jail for observation, during the months of April, May, June, October, November and December 1918, has not paid the feeding charges of those lunatics amounting to Rs.20--14--3 incurred by the Jail authorities and requests that the Magistrate may be instructed to adjust the bills. The City Magistrate refused to pay the cost on the ground that there was no authority for such payment by him, while the Inspector General of Prisons contends that under Rule 752 of the Jail Manual, the expenses attendant on the temporary detention of non-criminal lunatics should not be borne by the department. There are no specific orders of the Government on the question as to who should bear the cost of maintenance of civil lunatics sent to jail for observation or detention under sections 12 or 14 of the Lunacy Regulation.

Mysore Jail Manual Vol I page 189.

Miscellaneous found in the Volume of collection of Regulations since 1911. no. 84 is not complete
A copy will however be placed on the file before Hon'ble 5th Member

A Search was made in the Fin. Sect. for this book & it is ascertained that it is not available now.

In Madras the practice is to debit the charges to "Supplies and Services" of the Magistrates' establishment. (Vide page 26 of Appendix E of the Madras Treasury Manual). Similarly in Rule 803 of the United Province Jail Manual, it is stated that the cost of maintenance of non-criminal lunatics detained in the jails shall be recovered from the Magistrates.

I am to request therefore that Government may be pleased to order the adoption of the same practice in Mysore by directing that the cost in question may be included in the items of contingent expenditure of the various Magistrates' Courts concerned.

I have the honor to be,

S i r,

Your most obedient servant,

E Ramiah

R E G I S T R A R.

12

SK.

G.R.S. VI–71]

SUBJECT..... Rules that the expenses for the detention of Non-Criminal lunatics in the Jails shall be met by the Depts. Concerned out of their Contingent Grants & that the I.G. of Prisons & Superintendents must take necessary steps to issue Corrections to the Jail Manual & the Mysore Act/Code accordingly

Diary No. of letter replied to..... 6221

Section C b

File No. 84–25

Serial No. 2

General and Revenue Secretariat

( )

the 191

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue..... 28/2

Signed by..... M. Rama

Read— Letter no. R.O.C. 1197 dy. 18–19 & 13/1/4 dt. Oct-1919 from the Registrar, Chief Court of Mysore, stating that there are no specific orders of Government on the question as to who should bear the cost of maintaining Civil lunatics sent to Jail for observation or detention under the Mysore Lunacy Regulation and suggesting on the analogy of the practice obtaining in British India, that the cost in such ~~Order Thereon No.~~ may be ordered to be met from the Judicial Budget of the Judicial Department & included in the items of Contingent expenditure of the various Magesties Concerned.

Order thereon no. 1997 6–86

May this be

i Printed ? Yes

ii treated as a standing order ? To be included in the Manual

iii published in the Gazette, English Part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette, Kannada Part ?

P.T.O.

The proposal of the Chief Court is approved.

2. The Inspector-General of Prisons & the Comptroller are requested to issue the necessary Circular Correction Slips to the Mysore Jail Manual & the Mysore Account Code respectively

Chief Secy

To.

The Registrar, Chief Court of Mysore.
I. G. of Prisons
Comptroller to Government
District Magistrate of all Districts.

List of enclosures.

2-2-1910

Copied by

Examined by

WD 1744—GPB—30,000—17-3-19